IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 31930 of 2007(A)

PETITIONER:

MADHAVIKUTTY AMMA,
W/O.CHELLOTTU VELLU NAIR,
MUKUNDA SADANAM, MANIMOORI,
VAZHIKKADAVU, MALAPPURAM.

BY ADV. SRI.P.VINODKUMAR

RESPONDENTS:

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1. MILAMBUR CO-OPERATIVE URBAN BANK LTD
NO.1043, H/O. NILAMBUR, MALAPPURAM,
REPRESENTED BY ITS SECRETARY.

2. DEPUTY GENERAL MANAGER,
(THE AUTHORIZED OFFICER),
NILAMBUR CO-OPERATIVE URBAN BANK LTD.,
NILAMBUR P.O., MALAPPURAM.

3. THE TALUK LAND BOARD, NILAMBUR,
MALAPPURAM DISTRICT.

4. THE GOVERNMENT OF KERALA,
REPRESENTED BY THE DISTRICT COLLECTOR,
MALAPPURAM.

5. K.U.SREENIVASAN NAIR, KUNDOOR
UMMINIPURATHU, ERINJAKODE P.O.,
EDAVANNA, MALAPPURAM.

6. SMT.AMBIKA SUMATHI, KUNDOOR
UMMINIPURATHU, ERINJAKODE P.O.,
EDAVANNA, MALAPPURAM.

7. CHELLATTU MANOJ, VELLAYERIL HOUSE,
ERINJAKODE P.O., KOLAPPAD, MALAPPURAM.

8. CHELLATTU RADHA, VELLAYERIL HOUSE,
ERINJAKODE P.O., KOLAPPAD, MALAPPURAM.

R3-R4 BY GOVT. PLEADER SMT.ANU SIVARAMAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C) No.31930 of 2007

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Dated: 26th October, 2007

JUDGMENT

I do not propose to go into the merits of the matter. The grievance of the petitioner who has been threatened to be dispossessed under the provision of the SURFACI Act is that the property of which she is going to be dispossessed is subject matter of the ceiling proceedings before the Taluk Land Board. Ext.P5 application has been submitted by the petitioner before the 1st respondent. The 1st respondent will take up Ext.P5, consider the same in the light of the various grounds raised, hear the petitioner and take a decision on Ext.P5. Decision as directed above will be taken at the earliest and at any rate within two weeks of receiving copy of this judgment. Till such time as a decision is taken on Ext.P5, the petitioner will not be physically (actually) dispossessed of the property in question.

The Writ Petition is disposed of as above.

srd **PIUS C.KURIAKOSE, JUDGE**